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BEFORE THE  
PHYSICAL THERAPY BOARD  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

No. 1D 2004 63990

**ARNEL SITCHON**

1871 Guadalupe  
South Lake Tahoe, CA 96150

**STIPULATION FOR REVOCATION  
OF LICENSE AND ORDER**

Physical Therapy License No. PT 21963

Respondent.

IT IS HEREBY STIPULATED AND AGREED by and between the parties in this  
proceeding that the following matters are true:

**PARTIES**

1. Steven K. Hartzell (Complainant) is the Executive Officer of the Physical  
Therapy Board of California. He brought this action solely in his official capacity and is represented  
in this matter by Bill Lockyer, Attorney General of the State of California, by Robert C. Miller,  
Deputy Attorney General.

2. Arnel Sitchon (Respondent) is represented in this matter by Lori London,  
Attorney at Law, 1169 Ski Run Boulevard, Suite 3, South Lake Tahoe, California 96150.

3. On or about October 25, 1996, the Physical Therapy Board of California

1 issued Physical Therapist License No. PT 21963 to Arnel Sitchon (Respondent). The License was  
2 in full force and effect at all times relevant to the charges brought in Accusation No. 1D 2004 63990  
3 and will expire on January 31, 2006, unless renewed.

#### 4 **JURISDICTION**

5 4. Accusation No. 1D 2004 63990 was filed before the Physical Therapy Board  
6 of California (Board), Department of Consumer Affairs, and is currently pending against  
7 Respondent. The Accusation and all other statutorily required documents were properly served on  
8 Respondent on November 8, 2004. Respondent timely filed his Notice of Defense contesting the  
9 Accusation. A copy of Accusation No. 1D 2004 63990 is attached as Exhibit A and incorporated  
10 herein by reference.

#### 11 **ADVISEMENT AND WAIVERS**

12 5. Respondent has carefully read, and understands the charges and allegations  
13 in Accusation No. 1D 2004 63990. Respondent also has carefully read, and understands the effects  
14 of this Stipulation for Revocation of License.

15 6. Respondent is fully aware of his legal rights in this matter, including the right  
16 to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel,  
17 at his own expense; the right to confront and cross-examine the witnesses against him; the right to  
18 present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel  
19 the attendance of witnesses and the production of documents; the right to reconsideration and court  
20 review of an adverse decision; and all other rights accorded by the California Administrative  
21 Procedure Act and other applicable laws.

22 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each  
23 and every right set forth above.

#### 24 **CULPABILITY**

25 8. In order to avoid the expense and uncertainty of an administrative hearing,  
26 Respondent admits that the Board could, at hearing, establish that a factual basis exists for the  
27 revocation of his physical therapist license. Respondent agrees that the allegations in Accusation

1 No. 1D 2004 63990 provide cause for discipline and hereby gives up his right to contest that cause  
2 for discipline exists based on those charges, and agrees to be bound by the Board's disciplinary order  
3 as set forth below.

4 9. Respondent understands that by signing this stipulation he enables the Board  
5 to issue its order revoking his license without further process.

6 **CONTINGENCY**

7 10. This stipulation shall be subject to approval by the Physical Therapy Board  
8 of California. Respondent understands and agrees that counsel for Complainant and the staff of the  
9 Physical Therapy Board of California may communicate directly with the Board regarding this  
10 stipulation for revocation of license, without notice to or participation by Respondent. By signing  
11 the stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek  
12 to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails  
13 to adopt this stipulation as its Decision and Order, the Stipulation and Disciplinary Order shall be  
14 of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between  
15 the parties, and the Board shall not be disqualified from further action by having considered this  
16 matter.

17 11. The parties further stipulate that any admissions in this settlement are for  
18 purposes of this proceeding only.

19 12. The parties understand and agree that facsimile copies of this Stipulation for  
20 Revocation of License, including facsimile signatures thereto, shall have the same force and effect  
21 as the originals.

22 13. In consideration of the foregoing admissions and stipulations, the parties agree  
23 that the Board may, without further notice or opportunity to be heard, issue and enter the following  
24 Order:

25 **ORDER**

26 IT IS HEREBY ORDERED that Physical Therapist License No. PT 21963, heretofore  
27 issued to Respondent Arnel Sitchon, is revoked by the Physical Therapy Board of California.

1                   14.     Respondent shall lose all rights and privileges as a Physical Therapist in  
2 California as of the effective date of the Board's Decision and Order.

3                   15.     Respondent shall cause to be delivered to the Board both his license and wall  
4 and pocket license certificates on or before the effective date of the Decision and Order.

5                   16.     Respondent fully understands and agrees that if he ever files an application  
6 for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a  
7 petition for reinstatement. Respondent must comply with all the laws, regulations and procedures  
8 for reinstatement of a revoked license in effect at the time the petition is filed, and all of the charges  
9 and allegations contained in Accusation No. 1D 2004 63990 shall be deemed to be true, correct and  
10 admitted by Respondent when the Board determines whether to grant or deny the petition.

11                  17.     Should Respondent ever apply or reapply for a new license or certification,  
12 or petition for reinstatement of a license, by any other health care licensing agency in the State of  
13 California, all of the charges and allegations contained in Accusation No. 1D 2004 63990 shall be  
14 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues  
15 or any other proceeding seeking to deny or restrict licensure.

16                                   **RESERVATION**

17                  18.     The admissions made by Respondent herein are only for the purposes of this  
18 proceeding, or any other proceedings in which the Board or other professional licensing agency is  
19 involved, and shall not be admissible in any other criminal or civil proceeding.

20                                   **ACCEPTANCE**

21                  I, Arnel Sitchon, have carefully read the above Stipulation for Revocation of License  
22 and enter into this agreement freely and voluntarily, and with full knowledge of its force and effect,  
23 do hereby surrender my Physical Therapy License No. PT 21963 to the Physical Therapy Board of  
24 California for its formal acceptance. By signing this Stipulation for Revocation of License, I  
25 recognize that upon its formal acceptance by the Board I will lose all rights and privileges to practice  
26 as a physical therapist in the State of California, and I will also cause to be delivered to the Board  
27 both my license and wall and pocket certificates before the effective date of the decision.

1 I further agree that a facsimile copy of this Stipulation for Revocation of License  
2 including facsimile copies of signatures may be used with the same force and effect as the originals.

3  
4 DATED: December 23, 2004

Original Signed By:  
ARNEL SITCHON  
Respondent

5  
6 I concur as to form.

7 DATED: December 23, 2004

Original Signed By:  
LORI G. LONDON  
Attorney for Respondent

8  
9  
10 ENDORSEMENT

11 The foregoing Stipulation for Revocation of License and Order is hereby respectfully  
12 submitted for consideration by the Physical Therapy Board of California of the Department of  
13 Consumer Affairs.

14 DATED: January 6, 2005

15 BILL LOCKYER, Attorney General  
16 of the State of California

17  
18 Original Signed By:  
ROBERT C. MILLER  
Deputy Attorney General

19 Attorneys for Complainant  
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**Exhibit A**  
**Accusation No. ID 2003-63416**

**BEFORE THE  
PHYSICAL THERAPY BOARD OF CALIFORNIA  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. 1D 2004 63990

**ARNEL SITCHON**  
1871 Guadalupe  
South Lake Tahoe, CA 96150

Physical Therapist License No. PT 21963,  
Respondent.

**DECISION AND ORDER**

The attached Stipulation for Revocation of License and Order is hereby adopted by the Physical Therapy Board of California, Department of Consumer Affairs, as its Decision and Order in this matter.

This Decision shall become effective on March 7, 2005.

It is so ORDERED February 4, 2005.

Original Signed By: Donald Chu, PhD, P.T., President  
FOR THE PHYSICAL THERAPY BOARD OF CALIFORNIA  
DEPARTMENT OF CONSUMER AFFAIRS